

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

WALTER S. JACKSON,

Plaintiff,

v.

DAVID B. RAUSCH,

Defendant.

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No. 3:19-CV-377

ORDER

For the reasons stated in the memorandum opinion filed contemporaneously with this order, Defendant's motion to dismiss [Doc. 8] is **DENIED as MOOT**, and Defendant's motion to dismiss amended complaint [Doc. 23] is **GRANTED in part** and **DENIED in part**. The Court orders as follows:

1. **DENIES** motion to dismiss as to Count 1.
2. **GRANTS** motion to dismiss as to Count 2. Count 2 is **DISMISSED**.
3. **GRANTS** motion to dismiss as to Count 3. Count 3 is **DISMISSED**.
4. **DENIES** motion to dismiss as to Count 4.
5. **DENIES** motion to dismiss as to Count 5.
6. **GRANTS** motion to dismiss as to Count 6. Count 6 is **DISMISSED**.
7. **DENIES** motion to dismiss as to Count 7
8. **DENIES** motion to dismiss as to Count 8.
9. **GRANTS** motion to dismiss as to Count 9. Count 9 is **DISMISSED**.

IT IS SO ORDERED.

ENTER:

s/ Leon Jordan
United States District Judge